

RALPH A. SCHWARTZ PC
Ralph A. Schwartz
400 S. Seventh Street, Suite 100
Las Vegas, NV 89101
Phone: (702) 888-5291
Fax: (702) 888-5292
Email: rschwartz@888law1.com

BROWN & STEDMAN LLP
Edwin B. Brown (Pro Hac Vice)
22342 Avenida Empresa, Suite 125
Rancho Santa Margarita, CA 92688
Phone: (949) 459-5900 Fax: (949) 713-7722
Email: edbrownlaw@gmail.com

Attorneys for Plaintiff Robert Coache

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

ROBERT COACHE, an Individual,

Plaintiff,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, et. al.,

Defendants.

Case No.: 2:21-cv-01334-RFB-BNW

**STIPULATION AND MOTION TO
EXTEND TIME FOR PLAINTIFF TO
FILE AND SERVE AN AMENDED
COMPLAINT**

[FIRST REQUEST]

Plaintiff Robert Coache ("Plaintiff"), by and through his counsel Ralph A. Schwartz, PC, and Brown, Clark, Le, Ames, Stedman & Cevallos LLP, and Defendants Colin Haynes, and Nathan Chio, by and through their counsel, Lyssa S. Anderson Esq., and Kaempfer Crowell, and defendants Marc DiGiacomo and Sara Overly, by and through their counsel, Steven B. Wolfson, District Attorney for Clark County, and deputy district attorney Scott Davis, submit this stipulation and joint motion to extend time for Plaintiff to file and serve his amended complaint.

MOTION TO EXTEND TIME FOR AMENDED COMPLAINT

On September 14, 2022, the Court heard and granted Defendants' motions to dismiss Plaintiff's Complaint (ECF Nos. 29, 33). The Court granted Plaintiff thirty (30) days leave to amend his complaint as to Defendants Haynes, Chio, DiGiacomo, and Overly. Thus, the Court's deadline for Plaintiff to file and serve the amended complaint is October 14, 2022 (ECF No. 54).

Plaintiff's counsel has incurred a loss of time to prepare the amended complaint due to health issues and has also had to obtain, and is reviewing, hundreds of pages of documents concerning the Defendants' pre-prosecution investigation of Plaintiff. Plaintiff therefore requests an additional twenty (20) days to file and serve his amended complaint.

The requested extension is made in good faith and not for the purpose of delay. This is Plaintiff's first request for an extension to file the amended pleading. The new date for filing and serving the Amended Complaint would be November 3, 2022.

Dated: October 4, 2022.

RALPH A SCHWARTZ PC

By: /S/ Ralph A. Schwartz

Ralph A Schwartz
Counsel for Plaintiff Robert Coache

Dated: October 4, 2022.

KAEMPFER CROWELL

By: /S/ Lyssa Anderson

Lyssa Anderson
Counsel for Defendants Colin Haynes, and
Lt. Nathan Chio

Dated: October 4, 2022.

STEVEN B. WOLFSON District Attorney

ORDER

IT IS SO ORDERED

DATED: 3:24 pm, October 06, 2022



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

By: /S/ Scott Davis

By: SCOTT DAVIS Deputy District
Attorney Counsel for Defendants Colin
Haynes, and Lt. Nathan Chio

MOTION TO EXTEND TIME FOR AMENDED COMPLAINT

DECLARATION OF EDWIN B. BROWN

Edwin B. Brown declares:

1. I am an attorney licensed to practice law in the State of California. This Court granted my petition to serve as counsel for Plaintiff pro hac vice, along with Ralph A. Schwartz PC. If called as an attorney, I could and would testify to the facts set forth below based on my personal knowledge.

2. On September 14, 2022, the Court heard and granted Defendants' motions to dismiss Plaintiff's complaint (ECF Nos. 29, 33). The Court granted Plaintiff thirty (30) days leave to amend his Complaint as to Defendants Haynes, Chio, DiGiacomo, and Overly (ECF No. 54).

3. I have chronic ulcerative colitis, a condition that sometimes interferes with my ability to attend court or work long hours in my practice. I had a flare up of the disease on the morning of September 14th, the time and date of our oral argument on the motion. Active symptoms lasted for almost one week thereafter, I therefore lost some time to prepare the Amended Complaint.

4. I have also had to obtain, and am now reviewing, hundreds of pages of documents concerning the Defendants' pre-prosecution investigation of Plaintiff in order to add facts to Plaintiff's Amended Complaint.

5. Plaintiff therefore requests an additional twenty (20) days to file and serve his Amended Complaint. The requested extension is made in good faith and not for the purpose of delay. Both defense counsel have agreed to the extension.

6. This is Plaintiff's first request for an extension to file the amended pleading. The new date for filing and serving the Amended Complaint would be November 3, 2022.

Executed on October 4, 2022, at Rancho Santa Margarita, California.

I declare under penalty of perjury of the laws of the United States of America that the foregoing is true and correct.



Edwin B. Brown

MOTION TO EXTEND TIME FOR AMENDED COMPLAINT